

MEMORANDUM

TO: County Council

FROM: Robert H. Drummer, Legislative Attorney
Michael Faden, Senior Legislative Attorney

SUBJECT: **Introduction:** Expedited Bill 9-08, Personnel – Fire and Rescue Volunteers -

Expedited Bill 9-08, Personnel – Fire and Rescue Volunteers, sponsored by the Council President at the request of the County Executive, is scheduled to be introduced on April 8. A public hearing is tentatively scheduled for April 29 at 1:30 p.m.

Bill 9-08 would implement the change in the death benefit negotiated by the Executive and the Montgomery County Volunteer Fire Rescue Association in the new Agreement effective July 1, 2008 through June 30, 2011. Bill 9-08 would permit a fire and rescue department volunteer to designate a beneficiary to receive the volunteer's death benefit payment.

This packet contains:

Expedited Bill 9-08
Legislative Request Report
Memo from County Executive
Fiscal Impact Statement

Circle #

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Expedited Bill No. 9-08
Concerning: Personnel – Fire and
Rescue Volunteers – Death Benefit
Revised: 4/4/08 Draft No. 2
Introduced: April 8, 2008
Expires: October 8, 2009
Enacted: _____
Executive: _____
Effective: July 1, 2008
Sunset Date: None
Ch. _____, Laws of Mont. Co. _____

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Council President at the Request of the County Executive

AN EXPEDITED ACT to:

- (1) allow a fire and rescue department volunteer to designate a beneficiary to receive the volunteer's death benefit payment; and
- (2) generally amend the law regarding benefits to fire and rescue volunteers.

By amending

Montgomery County Code
Chapter 21, Fire and Rescue Services
Section 21-21

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

The County Council for Montgomery County, Maryland approves the following Act:

1 **Sec. 1. Section 21-21 is amended as follows:**

2 **21-21 Length of service award program for volunteers**

3 * * *

4 (f) Death benefit.

5 (1) A local fire and rescue department [volunteer's surviving
6 spouse or domestic partner (or estate if no spouse or partner
7 survives)] volunteer may designate a beneficiary to receive on
8 the volunteer's death a \$5,000 death benefit. If the volunteer
9 does not designate a beneficiary or if the designated beneficiary
10 does not survive the volunteer, the death benefit must be paid to
11 the volunteer's surviving spouse or domestic partner or the
12 volunteer's estate if no spouse or partner survives. The
13 designated beneficiary or the volunteer's surviving spouse or
14 domestic partner or estate, whichever applies, qualifies on the
15 volunteer's death for a \$5,000 death benefit if:

16 (A) the designated beneficiary or the surviving spouse or
17 partner [(or estate)], whichever applies, submits an
18 application for the benefit within one year [of] after the
19 volunteer's death; and

20 (B) the volunteer met the:

- 21 (i) years-of-service requirement for a length of service
22 benefit under subsection (c); or
23 (ii) requirements for a disability benefit under
24 subsection (d).

25 * * *

Sec. 2. Expedited Effective Date.

The Council declares that this legislation is necessary for the immediate protection of the public interest. This Act takes effect on July 1, 2008.

Approved:

Michael J. Knapp, President, County Council

Date

Approved:

Isiah Leggett, County Executive

Date

This is a correct copy of Council action.

Linda M. Lauer, Clerk of the Council

Date

LEGISLATIVE REQUEST REPORT

Expedited Bill 9-08, Personnel – Fire and Rescue Volunteers Death Benefit

DESCRIPTION: The requested legislation allows a fire and rescue department volunteer who qualifies for the length of service award program to elect to designate a beneficiary to receive on the volunteer's death a death benefit payment.

PROBLEM: The proposed legislation accomplishes the change contained in the Memorandum of Agreement between the Montgomery County Government and the Montgomery County Volunteer Fire Rescue Association for a new term agreement effective July 1, 2008 through June 30, 2011.

GOALS AND OBJECTIVES: To statutorily implement the terms of the new term agreement recently negotiated with the MCVFRA.

COORDINATION: Office of Human Resources

FISCAL IMPACT: Office of Management and Budget

ECONOMIC IMPACT: No Fiscal Impact

EVALUATION: n/a



OFFICE OF THE COUNTY EXECUTIVE
ROCKVILLE, MARYLAND 20850

Isiah Leggett
County Executive

MEMORANDUM

March 27, 2008

TO: Michael J. Knapp, President
Montgomery County Council

FROM: Isiah Leggett, County Executive

SUBJECT: Expedited Bill Resulting from Agreement with the MCVFRA

Recently I transmitted for the Council's review the Memorandum of Agreement between the Montgomery County Government and the Montgomery County Volunteer Fire Rescue Association for a new term agreement effective July 1, 2008 through June 30, 2011. The attached expedited bill would allow a fire and rescue department volunteer who qualifies for the length of service award program to elect to designate a beneficiary to receive on the volunteer's death a death benefit payment. This bill has no fiscal impact.

Attachments

IL:sw



OFFICE OF MANAGEMENT AND BUDGET

Isiah Leggett
County Executive

Joseph F. Beach
Director

MEMORANDUM

March 26, 2008

TO: Michael J. Knapp, President
Montgomery County Council

FROM: Joseph F. Beach, Director
Office of Management and Budget

SUBJECT: Expedited Bill, Personnel – Fire and Rescue Volunteers – LOSAP – Death Benefit
– Beneficiary

The purpose of this memorandum is to transmit a fiscal impact statement to the Council on the subject legislation.

LEGISLATION SUMMARY

The expedited bill allows a Fire and Rescue Services Department volunteer who qualifies for the length of service award program to elect to designate a beneficiary to receive on the volunteer's death a death benefit payment.

FISCAL SUMMARY

The legislation is not expected to have a fiscal impact on the County.

Sarah Miller, with the Office of Human Resources, Labor Relations Division, contributed to and concurred with this analysis.

JFB:lob

cc: Timothy L. Firestine, Chief Administrative Officer
Kathleen Boucher, Assistant Chief Administrative Officer
Sarah Miller, Office of Human Resources
Rebecca Domaruk, Offices of the County Executive